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GOVERNMENT GAZETTE

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SUPPLEMENT

(SUPLEMENTO)

GOVERNMENT OF GOA, DAMAN AND DIU

Revenue Department

Notification

RD/LND/234/68

The Land Acquisition (Amendment) Bill, (No. 9 of 1967), and the Statement of Objects and Reasons introduced in the Lok Sabha on 23-3-1968 by Shri S. C. Samanta, M. P. to amend sections 11, 15 and 23 of the Land Acquisition Act, 1894, are hereby published for general information. Any person or public body desiring to submit an opinion on the Bill should submit the same to the Secretary Revenue, Government of Goa, Daman and Diu on or before 15th July, 1968 for being forwarded to the Lok Sabha, Secretariat.

By order and in the name of the Administrator of Goa, Daman and Diu.

W. G. Ranadive, Secretary (Revenue).

Panaji, 10th May, 1968.

Bill No. 9 of 1967

THE LAND ACQUISITION (AMENDMENT) BILL, 1967

By

SHRI S. C. SAMANTA M.P.

A

BILL

further to amend the Land Acquisition Act, 1894

BE it enacted by Parliament in the Eighteenth Year of the Republic of India as follows:—

1. Short title, extent and commencement. — (1) This Act may be called the Land Acquisition (Amendment) Act, 1967.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force at once.

2. Amendment of section 11. — In section 11 of the Land Acquisition Act, 1894 (hereinafter referred to as the principal Act) for the words, figures and brackets, "at the date of the publication of the notification under section 4, sub-section (1)", the words "at the date of the acquisition" shall be substituted.

1 of 1894.

3. Insertion of new section 15A. — After section 15 of the principal Act, the following new section shall be inserted, namely:—

"15A. Whenever bulk acquisition of land involves displacement of one hundred or more families, it shall be the responsibility of the requiring authority to provide for the rehabilitation of these displaced persons in a manner to be prescribed by Rules."

4. Amendment of section 23. — In sub-section (1) of section 23 of the principal Act, for the words, figures and brackets, "at the date of the publication of the notification under section 4, sub-section (1)" the words "at the date of the acquisition" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

Section 23 of the Land Acquisition Act, 1894, enjoins that in determining the amount of compensation for land to be acquired under the Act, the Court shall take into account the market value of land on the date of publication of notification under section 4 of the Act. When the intervening period between the date of notification and the date of acquisition is long, the owner is entitled to a compensation which is wholly insufficient to buy an equi-

valent area of land with similar advantages. Our aim should be to pay a fair and reasonable price for land to be acquired, and to pay a price much below the market price is undoubtedly unfair and unreasonable. The Law Commission has also recommended that as far as possible everyone who is deprived of his property by compulsory acquisition should be

awarded a compensation so as to place him in substantially the same position in which he was before the acquisition. Hence the Bill.

NEW DELHI;

The 13th March, 1967.

S. C. SAMANTA